IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

SYNTHES, INC., SYNTHES USA HQ, INC., SYNTHES USA, LLC, SYNTHES USA SALES, LLC, and SYNTHES USA PRODUCTS, LLC,

CIVIL ACTION

Plaintiffs,

v.

NO. 11-1566

EMERGE MEDICAL, INC., JOHN P. MAROTTA, ZACHARY W. STASSEN, ERIC BROWN, and CHARLES Q. POWELL

Defendants.

EMERGE MEDICAL, INC.,

Counterclaim-Plaintiff,

v.

SYNTHES, INC., SYNTHES USA HQ, INC. SYNTHES USA, LLC, SYNTHES USA SALES, LLC, and SYNTHES USA PRODUCTS, LLC,

Counterclaim-Defendants.

ORDER

AND NOW, this 11th day of *June*, 2014, upon consideration of the Motion for Summary Judgment on Defendant Emerge Medical, Inc.'s Amended Counterclaims on behalf of Plaintiffs Synthes, Inc., Synthes USA HQ, Inc., Synthes USA, LLC, Synthes USA Sales, LLC, and Synthes USA Products, LLC (collectively "Synthes") (Docket Nos. 201 & 208), the Response of Defendant Emerge Medical, Inc. ("Emerge") (Docket No. 225), and Synthes's Reply

Brief (Docket Nos. 232 & 233), it is hereby **ORDERED** that Synthes's Motion is **GRANTED** in its entirety.

JUDGMENT IS ENTERED in favor of Synthes and against Emerge on the entirety of Emerge's Amended Counterclaim Complaint.

It is so **ORDERED**.

BY THE COURT:

s/Ronald L. Buckwalter
RONALD L. BUCKWALTER, S.J.